

FILED OF APR 12 10 19 AM '06

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

GE COMMERCIAL DISTRIBUTION)	
FINANCE CORPORATION, a)	
Delaware corporation,)	
)	
Plaintiff,)	
)	Civil No. 05-3039-CO
v.)	
)	ORDER
ALPINE MOUNTAIN HOMES, INC.,)	
GARY WAGGONER, and NANCY)	
WAGGONER,)	
)	
Defendants.)	
_____)	

Magistrate Judge John P. Cooney filed his Findings and Recommendation on March 14, 2006. The matter is now before me. See 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). No objections have been timely filed. This relieves me of my obligation to give the factual findings de novo review. Lorin Corp. v. Goto & Co., Ltd., 700 F.2d 1202, 1206 (9th Cir. 1982). See also Britt v. Simi Valley Unified School Dist., 708 F.2d

452, 454 (9th Cir. 1983). Having reviewed the legal principles de novo, I find no error.

Accordingly, I ADOPT Judge Cooney's Findings and Recommendation. Plaintiff's motions for summary judgment (#19, #24) are granted, defendant Gary Waggoner's motion for summary judgment (#37) is denied, and a judgment will be entered against defendants Gary and Nancy Waggoner in the amount of \$354,065.76, plus costs, fees, and prejudgment interest. This case is dismissed.

IT IS SO ORDERED.

DATED this 12th day of April, 2006.


UNITED STATES DISTRICT JUDGE